

# SENATE JOURNAL

*Fifty-eighth Legislature—Regular Session*

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AUSTIN, TEXAS, TUESDAY, JANUARY 8, 1963

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## PROCEEDINGS

### FIRST DAY

(January 8, 1963)

In accordance with the Constitution and Laws of the State of Texas, the Senate of the Fifty-eighth Legislature met in the Senate Chamber of the State Capitol on Tuesday, the eighth day of January, 1963, at 12:00 o'clock noon.

Senator Culp Krueger, the President Pro Tempore Ad Interim of the Fifty-seventh Legislature, called the Senate to order.

The invocation was offered by the Reverend Lloyd W. Nixon, pastor of the First Presbyterian Church of El Campo as follows:

"Almighty God, under Whom we hold this good land as a heritage: We thank Thee that Thou hast called our Nation to a place of responsibility in the world, and our State to a place of trust in the Nation.

"As we confess before Thee all that has been evil in our history, we pray that Thou wilt take from us all greed for greatness, and pride in power, granting us the will to follow Thy high purpose for us which alone can keep us great.

"Now as this Fifty-eighth Legislature opens upon the affairs of our State, grant to those who make up these bodies Thy special gifts of wisdom and understanding. Give to each member of this Senate, we pray Thee, that solid courage to uphold only what he knows to be right, and to follow only what he knows to be true. Keep each Senator back from that hypocrisy which would clothe any devious motive with the cloak of piety, or would put the mask of justice on any unworthy aim. May we in our State have sound government, just laws, simplicity and honor toward one another, and concern for the peo-

ples of our land, and of the world; through Jesus Christ our Lord. Amen."

### Prayer of the Reverend Nixon Ordered Printed in Journal

On motion of Senator Colson and by unanimous consent the prayer by the Reverend Lloyd Nixon of El Campo was ordered printed in the Senate Journal.

### Temporary Officers

The President Pro Tempore ad Interim announced the following as temporary officers of the Senate:

Secretary: Charles Schnabel.

Sergeant-at-Arms: John H. Dor-man.

Journal Clerk: Minnie Meier.

Calendar Clerk: Martha Turner.

Doorkeeper: Charles R. Jones.

Parliamentarian: E. Richard Criss, Jr.

### Roll Call of Senators-Elect

The President Pro Tempore Ad Interim directed the Secretary of the Senate to call the roll of the Senators-elect. The credentials of election had previously been received from the Secretary of State.

The roll was called and the following Senators-elect answered to their names:

Honorable A. M. Aikin, Jr., representing the First Senatorial District, composed of Bowie, Cass, Delta, Franklin, Hopkins, Lamar, Marion, Morris, Red River, and Titus Counties.

Honorable James S. (Jim) Bates, representing the Twenty-Seventh Senatorial District, composed of: Cameron and Hidalgo Counties.

Honorable H. J. (Doc) Blanchard, representing the Twenty-Eighth Sena-

torial District, composed of: Andrews, Cochran, Crosby, Dawson, Gaines, Hockley, Lubbock, Lynn, Martin, Terry and Yoakum Counties.

Honorable Galloway Calhoun, Jr., representing the Seventh Senatorial District, composed of: Camp, Henderson, Kaufman, Smith, Upshur, Van Zandt, and Wood Counties.

Honorable Criss Cole, representing the Sixth Senatorial District, composed of Harris County.

Honorable Neveille H. Colson, representing the Fifth Senatorial District, composed of Grimes, Houston, Leon, Liberty, Madison, Montgomery, Polk, San Jacinto, Trinity, Walker and Waller Counties.

Honorable Tom Creighton, representing the Twenty-Second Senatorial District, composed of: Callahan, Clay, Denton, Eastland, Jack, Montague, Palo Pinto, Parker, Stephens and Wise Counties.

Honorable Louis Crump, representing the Sixteenth Senatorial District, composed of Bandera, Brown, Burnet, Concho, Gillespie, Kerr, Kimble, Kinney, Lampasas, Llano, Mason, McCulloch, Menard, Mills, Real, San Saba, Uvalde and Zavala Counties.

Honorable Martin Dies, Jr., representing the Third Senatorial District, composed of: Angelina, Cherokee, Hardin, Jasper, Nacogdoches, Newton, Sabine, San Augustine, and Tyler Counties.

Honorable Ralph Hall, representing the Ninth Senatorial District, composed of: Collin, Cooke, Fannin, Grayson, Hunt, Rains and Rockwall Counties.

Honorable Dorsey B. Hardeman, representing the Twenty-Fifth Senatorial District, composed of: Brewster, Coleman, Coke, Crane, Crockett, Edwards, Glasscock, Irion, Jeff Davis, Pecos, Presidio, Reagan, Runnels, Schleicher, Sterling, Sutton, Terrell, Tom Green, Upton and Val Verde Counties.

Honorable D. Roy Harrington, representing the Fourth Senatorial District, composed of: Jefferson and Orange Counties.

Honorable Grady Hazlewood, representing the Thirty-First Senatorial District, composed of: Carson, Dal-

lam, Gray, Hansford, Hartley, Hemphill, Hutchinson, Lipscomb, Moore, Ochiltree, Oldham, Potter, Randall, Roberts, Sherman and Wheeler Counties.

Honorable Charles F. Herring, representing the Fourteenth Senatorial District, composed of: Bastrop, Travis and Williamson Counties.

Honorable Abraham Kazen, Jr., representing the Twenty-First Senatorial District, composed of: Brooks, Dimmit, Duval, Jim Hogg, Jim Wells, LaSalle, Maverick, Starr, Webb and Zapata Counties.

Honorable Don Kennard, representing the Tenth Senatorial District, composed of: Tarrant County.

Honorable Culp Krueger, representing the Fifteenth Senatorial District, composed of: Austin, Colorado, DeWitt, Fayette, Lavaca, Matagorda, Washington and Wharton Counties.

Honorable George Moffett, representing the Twenty-Third Senatorial District composed of: Archer, Baylor, Cottle, Dickens, Foard, Hardeman, King, Knox, Throckmorton, Wichita, Wilbarger and Young Counties.

Honorable William T. Moore, representing the Eleventh Senatorial District, composed of Anderson, Brazos, Burleson, Falls, Freestone, Lee, Limestone, Navarro and Robertson Counties.

Honorable Frank Owen, III, representing the Twenty-Ninth Senatorial District, composed of: Culberson, Ector, El Paso, Hudspeth, Loving, Midland, Reeves, Ward and Winkler Counties.

Honorable George Parkhouse, representing the Eighth Senatorial District, composed of Dallas County.

Honorable William N. (Bill) Patman, representing the Eighteenth Senatorial District, composed of: Aransas, Bee, Calhoun, Goliad, Jackson, Karnes, Live Oak, McMullen, Refugio, San Patricio and Victoria Counties.

Honorable David W. Ratliff, representing the Twenty-Fourth Senatorial District, composed of: Borden, Fisher, Garza, Haskell, Howard, Jones, Kent, Mitchell, Nolan, Scurry, Shackelford, Stonewall and Taylor Counties.

Honorable Bruce Reagan, representing the Twentieth Senatorial District, composed of: Kenedy, Kleberg, Nueces and Willacy Counties.

Honorable Walter Richter, representing the Nineteenth Senatorial District, composed of: Atascosa, Blanco, Caldwell, Comal, Frio, Gonzales, Guadalupe, Hays, Kendall, Medina and Wilson Counties.

Honorable Andy Rogers, representing the Thirtieth Senatorial District, composed of: Armstrong, Bailey, Briscoe, Castro, Childress, Collingsworth, Deaf Smith, Donley, Floyd, Hale, Hall, Lamb, Motley, Parmer and Swisher Counties.

Honorable A. R. Schwartz, representing the Seventeenth Senatorial District, composed of: Brazoria, Chambers, Fort Bend and Galveston Counties.

Honorable Franklin Spears, representing the Twenty-Sixth Senatorial District, composed of: Bexar County.

Honorable Jack Strong, representing the Second Senatorial District, composed of: Gregg, Harrison, Panola, Rusk and Shelby Counties.

Honorable Murray Watson, Jr., representing the Thirteenth Senatorial District, composed of: Bell, McLennan and Milam Counties.

Honorable J. P. Word, representing the Twelfth Senatorial District, composed of: Bosque, Comanche, Coryell, Ellis, Erath, Hamilton, Hill, Hood, Johnson and Somervell Counties.

#### **Oath of Office Administered to Senators-elect**

Chief Justice Robert W. Calvert of the Supreme Court of Texas, on invitation of President Pro Tempore Krueger, requested the Senators to stand and he administered the Constitutional Oath of Office to all the Senators.

The President Pro Tempore Ad Interim then announced a quorum of the Senate present.

#### **Former Members of the Senate Granted Privileges of the Floor**

On motion of Senator Patman and by unanimous consent the former Members of the Senate present were

extended the privileges of the floor for the day.

#### **Senate Resolution 1**

##### **(Caucus Report)**

Senator Aikin offered the following resolution:

Honorable Culp Krueger  
President Pro Tempore  
Senate of Texas  
Austin, Texas

Sir: At a caucus held in the office of the Senate attended by 31 Members of the Senate, the following recommendations were made, to-wit:

The following officers were elected to serve for the 58th Legislature, Regular Session, and at the salaries set opposite their names:

Secretary of the Senate, Charles Schnabel, \$600.00 per month.

Two Assistant Secretaries of the Senate, which shall be appointed by the Secretary of the Senate, \$14.00 per day.

Journal Clerk: Minnie Meier, \$17.50 per day; Assistant Journal Clerk, \$14.00 per day.

Sergeant-at-Arms, for the duration of the Regular Session, John Dorman, \$18.50 per day.

Doorkeeper, Charles Jones, \$13.00 per day.

Chaplain, Rev. W. H. Townsend, \$11.00 per day.

Calendar Clerk, Mrs. Martha Turner, \$14.00 per day.

Engrossing and Enrolling Clerk, Miss Essie McGinnis, \$19.00.

Mailing Clerk, Mrs. John Draper, \$16.00.

Parliamentarian, named by the Lieutenant Governor, E. Richard Criss, Jr., \$20.00.

It is recommended that the Lieutenant Governor and the Secretary of the Senate each be permitted to name one secretary, the secretary of the Lieutenant Governor to receive \$16.00 per day and the secretary of the Secretary of the Senate to receive \$14.00 per day. The salaries of other employees of the Senate may be supplied

mented at the discretion of the Contingent Expense Committee. All officers and employees elected by this caucus shall hold their office or employment for the duration of the Regular Session of the 58th Legislature.

It is further recommended that each Senator shall be permitted to employ a secretary and other office help at a maximum payroll of \$50.00 per day for each such Senator's secretary and employees with the maximum of \$14.00 per day for any such secretary or other office employee. The names of such employees as are not employed directly in a Senator's office shall be referred to an assignment committee hereinafter provided for and such committee shall be authorized to select employees from such list. Salaries of other employees, unless otherwise fixed by the Senator, shall be \$12.00 per day.

It is further recommended that the Lieutenant Governor be authorized to name a committee of five, such committee shall be designated as an Assignment Committee for the purpose of assigning employees as herein authorized and the committee be authorized to select sufficient additional employees to be assigned by it when and where needed.

It is further recommended that the employees and the porters who were selected to prepare the Senate Chamber in advance of the meeting be allowed pay for their services.

It is further recommended that the several appointments of employees heretofore made by the Lieutenant Governor and announced in the Senate and considered by the caucus are confirmed.

The salaries of the day and night elevator operators shall be \$8.00 per day each, and the salaries of the porters shall be \$8.00 per day each, except the head porter whose salary shall be \$12.00 per day and the porter carrying the mail shall receive \$8.00 per day, and the salaries of the pages shall be \$5.00 per day, and the salaries of the messengers shall be \$5.50 per day.

The Lieutenant Governor, Senators and the Secretary of the Senate are hereby fully authorized and empowered to use any assistant Sergeant-at-

Arms and all other necessary employees for any and all services needed in and about the Senate.

It is further recommended that no employee of the Senate shall, during the time he or she is employed, furnish to any person, firm or corporation any information other than general information furnished the public pertaining to the Senate, and they shall not receive any compensation from any person, firm or corporation during their employment by the Senate, and any employee found guilty of violating this provision shall be immediately discharged.

All employees, except those responsible directly to the Lieutenant Governor, Members of the Senate, Secretary of the Senate, committee, or to the head of a department, shall report for duty at eight o'clock a.m., and one o'clock p.m., each day to the Sergeant-at-Arms of the Senate, except part-time employees, who shall report at the place and time directed by the Sergeant-at-Arms, and none of such employees shall be paid for the days they are absent from the Senate, unless excused by the Sergeant-at-Arms.

It is further recommended that the Lieutenant Governor, each Senator and the Secretary of the Senate, be allowed the stationery and postage needed by them, respectively, and expenses incurred in transmitting and receiving telephone and telegraph messages and express charges as may be actually necessary in the discharge of their official duties, said expenses to be paid out of the contingent fund.

It is further recommended that 1700 Journals be printed, all of which shall be prorated among the Senators and Lieutenant Governor, except that 175 Journals shall be furnished the Members of the House.

It is further recommended that the State Library be furnished 75 copies of the daily Journals.

It is further recommended that the Senate request the State Comptroller of Public Accounts, to issue general revenue warrants for pay of the Members and employees of the Senate upon presentation of the payroll account signed by the Presiding Officer and the Secretary of the Senate.

It is further recommended that each Senator, the Lieutenant Governor, the Secretary of the Senate, and Librarian be permitted to subscribe for four newspapers to be paid out of the contingent fund.

The elected officers of the Senate may select, subject to the approval of the Contingent Expense Committee, employees to fill such key positions as may be authorized by said committee.

It is further recommended that the President of the Senate has exclusive appointment of a sufficient number of custodians, messengers, pages, elevator operators, porters and other employees as in his judgment may be necessary.

It is further recommended that the Chairman of the Finance Committee shall have authority to employ such additional employees of his own selection as may be needed by said committee, said employees to receive the same compensation paid similar positions as herein fixed, who shall discharge the duties of the Finance Committee.

It is further recommended that the private rooms allotted to the Senators by the method as adopted by the caucus be assigned to Senators and their successors unless otherwise directed by the Senate.

It is further recommended that each Senator, as quickly as possible, file with the Secretary of the Senate the name of his private secretary selected; that he also file with the Chairman of the Assignment Committee aforesaid the names of the employees selected, together with his or her post office address.

Be it further resolved, That no employee of the Senate except those whose official duties require them to work upon the floor of the Senate, shall have access to the floor unless that employee shall have been requested by a Senator, the Lieutenant Governor, or the Secretary of the Senate to come on the floor for some official duty, which, when performed, he will immediately leave the floor of the Senate. The Sergeant-at-Arms is specifically ordered to see that this provision is carried out.

Only those who have the privileges

of the floor during the sessions of the Senate shall be permitted on the Senate floor for a period of thirty minutes prior to the time the Senate convenes. The Sergeant-at-Arms is instructed to enforce this rule and to permit only those having the privileges of the floor to enter or remain on the Senate floor during such thirty minute period.

Respectfully submitted,

AIKIN

Chairman of the Caucus

MOFFETT

Secretary of the Caucus

On motion of Senator Aikin and by unanimous consent the reading of the resolution was dispensed with and the resolution was adopted.

#### Oath of Office Administered to Officers

The President Pro Tempore directed the officers of the Senate named in the Caucus Report to proceed to the Bar of the Senate. The President Pro Tempore then administered the Constitutional Oath of Office to the officers.

#### Senate Resolution 2

Senator Aikin offered the following resolution:

Resolved, That the permanent rules of the Senate of the 57th Legislature as adopted by the Senate on January 10, 1961, and as published in the Manual of the 57th Legislature, be adopted as the permanent rules of the Senate of the 58th Legislature.

The resolution was read and was adopted by the following vote:

Yeas—31

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hall	Rogers
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word
Kennard	

**Senate Concurrent Resolution 1**

Senator Moffett offered the following resolution:

S. C. R. No. 1, Providing Committee and Joint Session to canvass votes for the Governor and Lieutenant Governor. Inauguration of the Lieutenant Governor-elect and the Governor-elect.

Be it resolved by the Senate of the State of Texas, the House of Representatives concurring, That a joint committee composed of five (5) members of the Senate and five (5) members of the House shall be appointed by the presiding officers of the respective houses to arrange for the canvass of the votes cast for Governor and Lieutenant Governor at the general election held on the first Tuesday in November, 1962, and that a joint session of the Senate and House be held in the Hall of the House of Representatives at 11:00 a.m. on Monday, January 14, 1963, for the purpose of counting said votes and receiving the report, and hearing the declaration of the results of the canvass.

Be it further resolved, That a joint committee composed of five (5) members of the Senate and five (5) members of the House of Representatives also be appointed by the presiding officers of the respective houses to arrange for the inauguration of the Governor-elect and Lieutenant Governor-elect as determined by the canvass of the votes.

The resolution was read.

On motion of Senator Moffett and by unanimous consent the resolution was considered immediately and was adopted.

Accordingly the President Pro Tempore appointed the following committee to canvass votes for the Governor and Lieutenant Governor:

Senators Moore, Hardeman, Hall, Blanchard and Watson.

The President Pro Tempore then appointed the following as a committee to provide for the inauguration of the Governor and Lieutenant Governor:

Senators Herring, Creighton, Kazen, Patman and Richter.

**Motion in Writing**

Senator Moffett submitted the following Motion in Writing:

I move that the President appoint a committee of five (5) members to notify the Governor that the Senate is organized and ready for business.

MOFFETT

The motion was adopted.

Accordingly the President Pro Tempore announced the appointment of the following as a committee to notify the Governor:

Senators Calhoun, Owen, Reagan, Strong and Cole.

**Motion in Writing**

Senator Moffett submitted the following Motion in Writing:

I move that the President appoint a committee of five (5) members to notify the House that the Senate is organized and ready for business.

MOFFETT

The motion was adopted.

Accordingly the President Pro Tempore announced the appointment of the following as a committee to notify the House:

Senators Kennard, Colson, Schwartz, Rogers and Bates.

**Temporary Assignment Committee**

The President Pro Tempore announced the appointment of the following as a Temporary Assignment Committee:

Senators Aikin, Kazen, Dies, Moffett and Ratliff.

**Senate Resolution 3**

Senator Herring offered the following resolution:

Whereas, Under the provisions of Section 3 of Article III of the Constitution of the State of Texas, the Senators elected after each new apportionment shall be divided into two classes, the seats of the Senators of the first class to be vacated at the expiration of the first two years, and the seats of those of the second class to be vacated at the expiration of four years; therefore, be it

Resolved, By the Senate of Texas, as follows:

(1) That the Lieutenant Governor appoint a committee of five (5) Senators to supervise and direct all mat-

ters relating to the preparation of the slips, envelopes and the drawing of same as hereinafter set forth;

(2) That the Secretary of the Senate under the supervision of said committee in the presence of the Senate at an open session of the Senate to be held at 10:00 o'clock a.m. on Wednesday, January 9, 1963, prepare thirty-one (31) slips of paper of uniform size and appearance and that he, with pen and ink, write upon each of said slips of paper, a number between the numbers "1" and "31," both inclusive, the number "1" to be written upon the first slip of paper, the number "2" to be written upon the second slip of paper, and so on until a different number has been accordingly written on each of said slips of paper, that he then place each of said slips of paper in a separate capsule, each of said capsules to be of uniform size and appearance, that he then place each of said capsules in a separate envelope and seal the same, each of said envelopes to be of uniform size and appearance, and that said thirty-one (31) envelopes and each of them containing said capsules and slips of paper be then placed in some suitable receptacle;

(3) That at 10:10 a.m. on the 9th day of January, 1963, in open session of the Senate the drawing of said envelopes be conducted under the supervision of said committee in the manner as hereinafter set forth:

a. Said receptacle containing said sealed envelopes shall be placed upon a suitable table or desk at the front of the Senate Chamber.

b. The Secretary of the Senate shall call the names of the Senators in alphabetical order and as the name of each such Senator is called he shall withdraw from said receptacle one envelope, which shall then be immediately opened and the number appearing on the slip of paper therein shall be written after the Senator's name, drawing same, on a suitable register to be prepared by the Secretary of the Senate.

(4) That the fifteen (15) Senators drawing slips with any of the even numbers "2" — "4" — "6" — "8" — "10" — "12" — "14" — "16" — "18" — "20" — "22" — "24" — "26" — "28" — "30" thereon shall be of the first class and their term of office shall terminate at the expiration of two (2) years, or one-half of the four (4) year

constitutional term, and that the sixteen (16) Senators drawing slips with any of the odd numbers "1" — "3" — "5" — "7" — "9" — "11" — "13" — "15" — "17" — "19" — "21" — "23" — "25" — "27" — "29" — "31" thereon shall be of the second class, and their term of office shall terminate at the expiration of four (4) years.

(5) That any Senator who is unable to attend said drawing shall, in writing, appoint and designate some other Senator to draw an envelope in the place of such absent Senator. In the event any member of the Senate is absent and he has failed to appoint and designate some member of the Senate to act for him in said drawing, then the Secretary of the Senate shall draw an envelope for such absent Senator.

The resolution was read and was adopted.

Accordingly, the President Pro Tempore announced the appointment of the following as a committee to prepare for the drawing:

Senators Aikin, Moffett, Hazlewood, Herring and Word.

#### Senate Concurrent Resolution 2

Senator Moffett offered the following resolution:

S. C. R. No. 2, Providing Joint Session to hear address of Governor Price Daniel on Wednesday, January 9, 1963.

Be it resolved, By the Senate of the State of Texas, the House of Representatives concurring that the Senate and the House meet in joint session in the House of Representatives at 11:00 a.m., January 9, 1963, and be it further

Resolved, That His Excellency, Price Daniel, Governor of the State of Texas, be and he is hereby invited to address the Regular Session of the 58th Legislature in joint session at that time.

The resolution was read.

On motion of Senator Moffett and by unanimous consent the resolution was considered immediately and was adopted.

#### Senate Resolution 4

Senator Creighton offered the following resolution:

Whereas, the Order of the Arrow is a national campers' society of the Boy Scouts of America which has as its purpose the recognition of scouts and scouters who best exemplify the spirit of the Scout Oath and Law in their daily lives; and

Whereas, As a part of its program, the Nishkin Halupa A Pe Lachi Lodge No. 489, Longhorn Council, Order of the Arrow, has within its group the Neep Indian Dancers who carry on the traditions of Indian dances, costuming, and chants; and

Whereas, Said Neep Indian Dancers have been honored at numerous Indian dance festivals and have won first place in the national Order of the Arrow Indian dance competition; and

Whereas, The Indian nation has a place in the history of our great State, and its customs and dress should be maintained, preserved, and perpetuated for posterity; and

Whereas, It is only fitting that the Indian dance ceremonies should be celebrated in connection with the Inauguration of The Honorable John Connally, Governor-Elect of Texas, on January 15, 1963; now, therefore, be it

Resolved, That the Senate of the 58th Legislature invite Gordon Fox, Emmett Ruby, Barton Lee, Richard Waller, and Fred Swain, all Eagle Scouts and members of the Neep Indian Dancers, to perform their ceremonial dances in the Senate of the State of Texas on the fifteenth day of January, 1963, at 11 o'clock A.M.

The resolution was read and was adopted.

#### Senate Concurrent Resolution 3

Senator Herring offered the following resolution:

S. C. R. No. 3, Authorizing holiday for State Employees beginning at 11:30 A.M., January 15, 1963, for Inaugural activities.

Whereas, The Honorable John C. Connally and the Honorable Preston Smith will assume the office of Governor and Lieutenant Governor, respectively, of the State of Texas, at Inaugural ceremonies at noon on Tuesday, January 15, 1963; and

Whereas, All citizens of Texas are cordially invited and urged to attend the inauguration and other activities in conjunction with this occasion; and

Whereas, It is proper and desirable that the many employees of the State of Texas be afforded the opportunity to participate in the inauguration of the Honorable John C. Connally and the Honorable Preston Smith; now therefore, be it

Resolved, by the Senate of the State of Texas, the House of Representatives concurring, That all State offices be closed, emergency service excepted, beginning at 11:30 A.M. o'clock, on January 15, 1963, so that all State officials and employees may witness the Inaugural ceremony, the parade and other activities planned for this event.

The resolution was read.

On motion of Senator Herring and by unanimous consent the resolution was considered immediately and was adopted.

#### Election of President Pro Tempore

The President Pro Tempore Ad Interim announced the election of the President Pro Tempore for the Regular Session of the Fifty-eighth Legislature as the next order of business.

Senator Crump nominated the Honorable Martin Dies, Jr., of Angelina County to be President Pro Tempore.

Senators Owen, Moore, Creighton, Moffett, Herring, Reagan, Kazen, Calhoun, Aikin, Patman, Colson and Schwartz seconded the nomination of Senator Dies for President Pro Tempore for the Regular Session of the Fifty-eighth Legislature.

Senators Crump, Owen and Moore were appointed as tellers to take up and cast the ballots.

The ballots were taken up and counted and the result was announced as follows:

Senator Dies received 30 votes with 1 present not voting.

The President Pro Tempore Ad Interim declared that the Honorable Martin Dies, Jr., had been duly elected President Pro Tempore of the Regular Session of the Fifty-eighth Legislature and Senators Crump, Herring, Owen, Moore, Patman, Spears and Harrington were appointed to escort Senator Dies and his wife to the President's Rostrum.

Senator Dies was then administered the Constitutional Oath of Office as



President Pro Tempore for the Regular Session of the Fifty-eighth Legislature by the President Pro Tempore.

He then presented Senator Dies as President Pro Tempore for the Regular Session of the Fifty-eighth Legislature.

Senator Dies addressed the Senate expressing appreciation for the honor bestowed upon him, stating that the Senate of Texas was a great institution and he was justly proud to serve not only as a Member but as President Pro Tempore.

Senator Dies then presented Mrs. Dies to the Members of the Senate.

#### **Presentation of Mrs. Preston Smith to Senate**

Senator Aikin by unanimous consent presented Mrs. Preston Smith, the lovely and gracious wife of the Lieutenant Governor-elect, as a guest of the Senate today.

#### **Presentation of Dean of Senate**

Senator Reagan by unanimous consent presented Senator A. M. Aikin, Jr., as Dean of the Senate, succeeding former Senator R. A. Weinert of Seguin.

#### **Governor Notified**

The Committee to Notify the Governor that the Senate was organized appeared at the Bar of the Senate and Senator Calhoun for the committee reported to the President Pro Tempore Ad Interim and the Members of the Senate that the committee had performed the duty assigned it.

#### **House Notified**

The Committee to Notify the House that the Senate is organized appeared at the Bar of the Senate, and Senator Kennard for the committee reported to the President Pro Tempore Ad Interim and the Members of the Senate that the committee had performed the duty assigned it.

(President Pro Tempore in Chair.)

#### **Adjournment**

On motion of Senator Aikin the Senate at 1:00 o'clock p.m. adjourned until 10:00 o'clock a.m. tomorrow.

### **SECOND DAY**

(Wednesday, January 9, 1963)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hall	Rogers
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word
Kennard	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### **Morning Call Dispensed With**

On motion of Senator Moffett and by unanimous consent the Morning Call was dispensed with in order to complete the Drawing for Terms as provided for by S. R. No. 3 adopted on yesterday.

#### **Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
January 9, 1963.

Hon. Martin Dies, President Pro Tempore of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 1, Providing for a joint committee of the Senate and House to arrange a canvass of the votes cast for Governor and Lieutenant Governor and providing for a Joint Session Monday, January 14, 1963, to declare results of the canvass.